



GAIL FARBER, Director

COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

September 29, 2015


The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

31 September 29, 2015


PATRICK OGAWA
ACTING EXECUTIVE OFFICER

**AMENDMENT NO. 2 TO AGREEMENT NO. 74570 BETWEEN
THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT,
THE ORANGE COUNTY WATER DISTRICT, AND
THE WATER REPLENISHMENT DISTRICT OF SOUTHERN CALIFORNIA
REGARDING RECLAIMED WATER SERVICE TO
THE ALAMITOS BARRIER PROJECT
(SUPERVISORIAL DISTRICT 4)
(3 VOTES)**

SUBJECT

This action is to amend an existing agreement between the Los Angeles County Flood Control District, the Orange County Water District, and the Water Replenishment District of Southern California to extend the term of the agreement for 2 years or until the parties execute a new agreement regarding reclaimed water service to the Alamitos Barrier Project, whichever occurs first.

IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Find that the proposed action is exempt from the California Environmental Quality Act for the reasons stated in this letter and in the record of the project.
2. Approve and authorize the Chief Engineer of the Los Angeles County Flood Control District or her designee to amend the agreement regarding reclaimed water service to the Alamitos Barrier Project to extend the term of the agreement 2 years or until a new agreement regarding reclaimed water service to the Alamitos Barrier Project is executed, whichever occurs first. The existing agreement is scheduled to expire on October 11, 2015.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to approve the amendment to the reclaimed water service agreement for the Alamitos Barrier Project (ABP) with the Los Angeles County Flood Control District (District), the Orange County Water District (OCWD), and the Water Replenishment District of Southern California (WRD), which will allow for continued delivery of reclaimed water by WRD for injection into the ABP, which is co-owned by the District and the OCWD. The agreement specifies a term of 10 years from the commencement of reclaimed water deliveries to the ABP. Reclaimed water deliveries began in October 2005, and the agreement will expire on October 11, 2015, without the approval of the 2-year extension. The extension will allow reclaimed water to continue to be delivered to the barrier, while the District, OCWD, and WRD continue to develop a new agreement for reclaimed water deliveries.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness/Fiscal Sustainability (Goal 1) and Integrated Services Delivery (Goal 3). The recommended actions will help achieve these goals by maximizing the effectiveness of County infrastructure, building partnerships with other governmental agencies, and ensuring the Los Angeles County residents receive quality infrastructure services.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The District, OCWD, and WRD entered into an agreement on August 5, 2003, which identifies each agency's roles and responsibilities to facilitate the delivery and injection of reclaimed water into the ABP. The purpose of the ABP is to inject water into the underlying aquifers to develop a pressure ridge that prevents seawater from intruding into and degrading the groundwater basin, which is a source of potable water supply. The ABP is co-owned by the District and OCWD and is operated and maintained by the District. Under the terms of the agreement, WRD shall deliver reclaimed water and the District shall accept and inject reclaimed water into the ABP on behalf of the District and the OCWD. The current agreement expires 10 years from commencement of reclaimed water deliveries to ABP, which started in October 2005. The proposed amendment extends the term of the agreement for 2 additional years or until a new agreement is executed, whichever comes first. The enclosed amendment has been reviewed and approved as to form by County Counsel.

ENVIRONMENTAL DOCUMENTATION

The District, OCWD, and WRD entered into an agreement on August 5, 2003, for the provision of reclaimed water to the ABP. Authorizing the Chief Engineer of the District or her designee to amend the existing agreement extending the term for 2 years or until a new agreement is executed, will not result in any changes to the operation of the ABP. The proposed activity is therefore categorically exempt from the provisions of the California Environmental Quality Act (CEQA) because it includes ongoing operation of an existing public facility involving no expansion of use pursuant to Section 15301 of the State CEQA Guidelines and Class 1 of the County's Environmental Document Reporting Procedures and Guidelines, Appendix G. In addition, there are no cumulative impacts,

unusual circumstances, or other limiting factors that would make the exemption inapplicable based on the project records.

Upon the Board's approval of the recommended actions, Public Works will file a Notice of Exemption with the County Clerk in accordance with Section 15062 of the State CEQA Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Entering into the proposed supplemental agreement with the OCWD and WRD will allow for continued reclaimed water delivery to the ABP, which reduces the amount of potable water supplies required to effectively operate the ABP.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Water Resources Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:CS:yg

Enclosures

c: Chief Executive Office (Rochelle Goff)
County Counsel (Lauren Dods, Mike Simon,
Mark Yanai)
Executive Office

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THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT,
THE ORANGE COUNTY WATER DISTRICT, AND
THE WATER REPLENISHMENT DISTRICT OF SOUTHERN CALIFORNIA
REGARDING RECLAIMED WATER SERVICE TO
THE ALAMITOS BARRIER PROJECT**

THIS AMENDMENT, made and entered into by the Los Angeles County Flood Control District (District), the Orange County Water District, and the Water Replenishment District of Southern California, collectively referred to as “Parties”, agree to amend Agreement No. 74570 (AGREEMENT), originally entered into on August 5, 2003, regarding Reclaimed Water Service to the Alamitos Barrier Project as follows:

1. ARTICLE 7 – TERM OF AGREEMENT: Subsection 7.1 is hereby deleted in its entirety, and replaced with the following:

7.1 The initial term of this AGREEMENT shall commence upon the last date of approval by the Parties hereto and shall terminate 12 years after the start of reclaimed water delivery, or after the Parties execute a new agreement regarding reclaimed water service to the BARRIER, whichever occurs first.

2. Remaining Portions of the AGREEMENT: Except as otherwise expressly amended herein, all other provisions of the AGREEMENT shall remain unchanged and in full force and effect.

[illegible]

IN WITNESS WHEREOF, the Parties hereto have caused this AGREEMENT to be executed by their duly authorized representatives on _____ 2015.

LOS ANGELES COUNTY
FLOOD CONTROL DISTRICT,
a body corporate and politic

By _____
Chief Engineer

APPROVED AS TO FORM:

MARY WICKHAM
Interim County Counsel

By Michael Simon / by [signature]
Deputy

IN WITNESS WHEREOF, the Parties hereto have caused this AGREEMENT to be executed by their duly authorized representatives on _____ 2015.

WATER REPLENISHMENT DISTRICT
OF SOUTHERN CALIFORNIA

By _____
Signature

By _____
Print Name

By _____
General Manager

APPROVED AS TO FORM:

LEAL, TREJO APC

By _____
H. FRANCISCO LEAL
Attorneys for the Water Replenishment
District of Southern California

IN WITNESS WHEREOF, the Parties hereto have caused this AGREEMENT to be executed by their duly authorized representatives on _____ 2015.

ORANGE COUNTY WATER DISTRICT

By _____
Cathy Greene,
Board President

By _____
Michael R. Markus, P.E.,
General Manager

APPROVED AS TO FORM:

By _____
General Counsel

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